

**BALICK & BALICK, LLC**  
ATTORNEYS AT LAW

SIDNEY BALICK  
ADAM BALICK  
JOANNE CEBALLOS

711 KING STREET  
WILMINGTON, DELAWARE 19801  
TELEPHONE (302) 658-4265  
TELECOPIER (302) 658-1682  
WWW.BALICK.COM

April 24, 2007

The Honorable Joseph J. Farnan, Jr.  
United States District Court  
for the District of Delaware  
844 North King Street  
Lock Box 27  
Wilmington, DE 19801

**Re: *McMullen v. Boys & Girls Clubs of Delaware Inc.***  
**06-566-JJF**

Dear Judge Farnan:

In light of the factual assertions made in Plaintiff's Answering Brief in Opposition to Defendant's Motion to Dismiss based on statute of limitations grounds (Docket Item 12), I am writing to withdraw Defendant's Motion to Dismiss (Docket Item 9) without prejudice to Defendant's right to renew same should discovery establish that the facts support dismissal based on the statute of limitations.

I am available at the Court's convenience if you have any questions.

Respectfully,

*/s/ Joanne Ceballos*

Joanne Ceballos

JC/jz

cc: Clerk of the Court  
Lori A. Brewington, Esquire